

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

CRIMINAL NO. 5:10-cr-53-4

FILED
CHARLOTTE, NC

JUN 15 2011

US DISTRICT COURT
WESTERN DISTRICT OF NC

UNITED STATES OF AMERICA,

Plaintiff,

v.

(4) BRIAN KEITH SLOTT,

Defendant.

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)
) CONSENT ORDER AND JUDGMENT OF
) FORFEITURE
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)

BASED UPON the defendant's plea of guilty, and finding that there is a substantial nexus between the property listed below and the offense to which the defendant has pled guilty and that the defendant has or had a legal interest in the property, IT IS HEREBY ORDERED THAT:

1. The following property is forfeited to the United States pursuant to 18 U.S.C. § 2253, provided, however, that such forfeiture is subject to any and all third party claims and interests, pending final adjudication herein:

One Dell Studio XPS8100 desktop computer, serial number 8TP9SL1;

One Western Digital external 500GB hard drive, serial number WCAUF1465953;

One Gateway 120GB portable hard drive, serial number VD27411008135;

One Sony Vaio PCG-8112L laptop computer, serial number: C3LREC7C;

One generic desktop computer with enclosed IBM hard drive DTLA-307075, serial number YSFMM716;

One HP Pavilion dv6-1355dx laptop computer, serial number CNF937CT4;

One Memorex Platinum CD-RW, serial number ID01020200125804;

One Gateway GM5478 desktop computer, serial number CSX7711001838;

One Gateway 830GM desktop computer, serial number XAB5381004837; and

One Western Digital external hard drive, serial number WCAV55136067.

2. The United States Marshal and/or other property custodian for the investigative agency is authorized to take possession and maintain custody of the above-described tangible property;

3. The United States shall, to the extent practicable, provide direct written notice to any persons known to have alleged an interest in the seized property, and shall publish notice of this forfeiture as required by law;


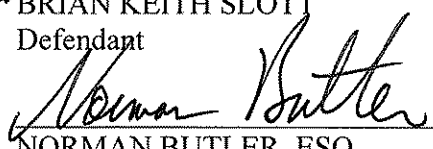
4. Any person, other than the defendant, asserting any legal interest in the property may, within thirty days of the publication of notice or the receipt of notice, whichever is earlier, petition the court for a hearing to adjudicate the validity of the alleged interest;

5. Following the Court's disposition of all timely petitions filed, a final order of forfeiture shall be entered. If no third party files a timely petition, this order shall become the final order and judgment of forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2), and the United States shall have clear title to the property, and shall dispose of the property according to law.

The parties stipulate and agree that the aforementioned assets constitute property derived from or traceable to proceeds of defendant's crime(s) herein or property used in any manner to facilitate the commission of such offense(s) and are therefore subject to forfeiture pursuant to 18 U.S.C. § 2253. The defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against defendant. If the defendant has previously submitted a claim in response to an administrative forfeiture proceeding regarding any of this property, defendant hereby withdraws that claim. If defendant has not previously submitted such a claim, defendant hereby waives all right to do so.

ANNE M. TOMPKINS
UNITED STATES ATTORNEY


CORTNEY S. ESCARAVAGE, ESQ.
Assistant United States Attorney


BRIAN KEITH SLOTT
Defendant

NORMAN BUTLER, ESQ.
Attorney for Defendant

Signed this the 5th day of June, 2011.


UNITED STATES _____ JUDGE